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December 2, 2016

Magistrate Judge Roanne L. Mann United States District Court Eastern District of New York 225 Cadman Plaza East Brooklyn, New York 11201

Re: Davis v. The City Of New York et al., 16-cv-01539-KAM-RLM

Dear Honorable Judge Mann:

In compliance with this court's order dated November 28, 2016, I write on behalf of the both sides to this litigation concerning the hopes of a successful settlement conference to resolve the claims of Mr. Davis. The parties have conferred and unfortunately, in light of the lack of settlement in the companion matter of *Ruffin* and *Shabbaz*, the parties do not believe there is a reason to believe that a settlement conference would be useful in this matter.

I remain,

Very truly yours,

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Wylie M. Stecklow, Esq.